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New York, New York 10007

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February 5, 2025

**VIA ECF**

Hon. Analisa Torres  
United States District Judge  
United States District Court  
500 Pearl Street  
New York, New York 10007-1312

**Re: *Ideanomics Inc. and Matthew Fogel v. U.S. Citizenship and Immigration Services, No. 23 Civ. 10698 (AT)***

Dear Judge Torres:

This Office represents the government in this action, in which plaintiffs seek judicial review under the Administrative Procedure Act (“APA”) of a decision by U.S. Citizenship and Immigration Services (“USCIS”) denying a Form I-140, Immigrant Petition for Alien Worker, that plaintiff Ideanomics Inc. filed on behalf of plaintiff Matthew Fogel. Last night, February 4, 2025, the undersigned attempted to timely file the government’s reply in support of its motion for summary judgment and its opposition to plaintiffs’ cross-motion for summary judgment. The undersigned had technological difficulties saving the brief in Microsoft Word and then in Adobe Acrobat for several minutes right before midnight. Ultimately the undersigned filed the brief at 12:06 AM today, on February 5. I apologize for this delay and respectfully request that the Court deem this brief, filed six minutes after the deadline, timely filed. Plaintiffs consent this request.

I thank the Court for its consideration of this request.

Respectfully submitted,

DANIELLE R. SASSOON  
United States Attorney

GRANTED.

SO ORDERED.

Dated: February 6, 2025  
New York, New York

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ANALISA TORRES  
United States District Judge